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**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates.

Application 12-04-019  
(Filed April 23, 2012)

**E-MAIL RULING DENYING JOINT MOTION TO MODIFY  
SCHEDULE FOR SUBMISSION OF BRIEFING**

Dated June 23, 2015, at San Francisco, California.

/s/ BURTON W. MATTSON for  
Gary Weatherford  
Administrative Law Judge

**From:** Mattson, Burton

**Sent:** Tuesday, June 23, 2015 4:11 PM

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**Cc:** ALJ Docket Office; ALJ Process; ALJ\_Support ID

**Subject:** A.12-04-019 Email Ruling Denying Joint Motion to Modify Schedule for Submission of Briefing

#### **ADMINISTRATIVE LAW JUDGE'S RULING**

On May 19, 2015, moving parties (Marina Coast Water District, Public Water Now, WaterPlus, Public Trust Alliance) filed a joint motion to modify the schedule for submission of briefs. Moving parties request that the dates be moved from July 14 to August 3, 2015 (opening briefs) and from July 29 to August 18, 2015 (reply briefs).

The existing briefing schedule was set in the January 23, 2015 Ruling that liberally allowed 75 days after release of the Draft Environmental Impact Report (DEIR) before the opening briefs would be due. The groundwater modeling workshop was held on May 19, 2015; a response regarding parking lot issues was sent to the service list on June 19, 2015; and comments on the DEIR are due July 1, 2015, about two weeks before the filing date for opening briefs. This schedule provides adequate time for parties to prepare opening and reply briefs. Moreover, moving the filing dates as requested would cause a distracting overlap with the assigned Commissioner's all-party meeting set for July 30, 2015.

Parties are reminded that comments regarding all matters within the scope of the DEIR are to be submitted in the comments due July 1, 2015. In particular: "The appropriate place to critique the DEIR is in comments on the DEIR." (May 30, 2013 Administrative Law Judge's Ruling at 5.) Briefs are not to be used for the purpose of submitting comments on the DEIR. "Parties may use the information in the DEIR to support their arguments on the issues to be addressed in their briefs; the briefs are not to be used for critiquing the DEIR." (Id.)

**IT IS RULED** that the May 19, 2015 joint motion to modify the schedule for submission of briefing is denied.

The Docket Office shall formally file this Ruling.

Burton W. Matson, Administrative Law Judge for  
Gary Weatherford, Administrative Law Judge